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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2731 of 2005
IN
INCOME TAX APPEAL LODGING NO.1120 OF 2005

The Commissioner of Income-tax
Mumbai ..Appellant

Vs.

M/s.New Excelsior Theatre
Pvt. Ltd.....Respondent

Mr. P.S.Sahadevan,for the Appellant.

CORAM: F.I. REBELLO &
J.P.DEVADHAR,JJ.
DATED: 4TH SEPTEMEBR, 2007

P.C.

. The delay of 463 days in preferring the Appeal. Shri J.M. Kadrekar has filed an affidavit in support of the Motion. There is no explanation whatsoever for the delay. Apart from that the tax effect is only Rs.2.00 lakhs. Hence Motion dismissed as sufficient cause not shown.

(J.P. DEVADHAR, J.) (F.I. REBELLO, J.)